

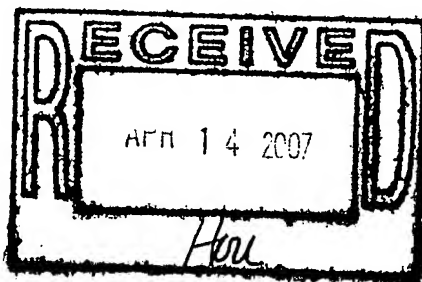


## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22303-1450  
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/584,117	Ernst-Werner Wagner	13024-1

Warner J. Delaune Jr.  
Adams and Reese  
450 Laurel Street  
Suite 1900  
Baton Rouge, LA 70801



INTERNATIONAL APPLICATION NO.	
PCT/EP04/14903	
LA. FILING DATE	PRIORITY DATE
12/29/2004	12/29/2003

CONFIRMATION NO. 9843  
371 FORMALITIES LETTER



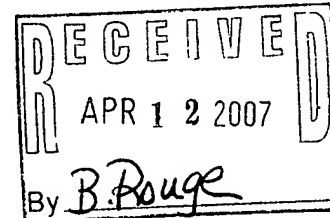
\*OC000000023294842\*

Date Mailed: 04/09/2007

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 06/23/2006
- English Translation of the IA filed on 06/23/2006
- Copy of the International Search Report filed on 06/23/2006
- Copy of IPE Report filed on 06/23/2006
- Preliminary Amendments filed on 06/23/2006
- Request for Immediate Examination filed on 06/23/2006
- U.S. Basic National Fees filed on 06/23/2006
- Priority Documents filed on 06/23/2006



The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Translation of the application into English. The current translation of the application into English is defective as described below. Note a processing fee will be required if submitted later than 30 months from the priority date.
  - The foreign text in the drawings can be translated by changing the foreign text to English text or by crossing out the foreign text and adding the English text.
- Processing fee of \$130 for providing the translation of the application and/or the Annexes later than 30 months from the priority date (37 CFR 1.492(i)).
- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

## SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$260** for a Large Entity:

- **\$130** Surcharge.
- **\$130** for English translation surcharge required.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.  
<https://portal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at **1-866-217-9197** or visit our website at <http://www.uspto.gov/ebc>.

**If you are not using EFS-Web to submit your reply, you must include a copy of this notice.**

KAREN M WILLIAMS

Telephone: (703) 308-9140 EXT 213

## PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/584,117	PCT/EP04/14903	13024-1

FORM PCT/DO/EO/905 (3/1 Formalities Notice)

Action:

Due Date:

Reminder(s):

Docketed:

Initials:

*Resp. to Missing Elements*  
6-9-07  
5-9-07 5-23-07  
4-13-07  
CP

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**APPLICANT:** Ernst-Werner Wagner      § **GROUP ART UNIT:** Unassigned  
    §  
**SERIAL NO.:** 10/584,117                   §  
    §  
**FILED:** June 23, 2006                   §  
    §  
**FOR:** Inserting Method and Device      § **CONFIRM. NO.:** Unassigned  
                  For Extinguishing a Fire      §  
    § **EXAMINER:** Unassigned

## CERTIFICATE OF MAIL BY EXPRESS MAIL

ED347851471US

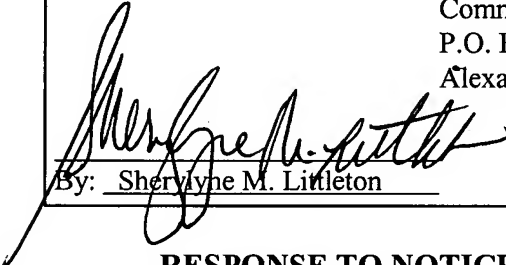
May 10, 2007

Express Mail No.

Date of Deposit

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service postage prepaid in an envelope under 35 C.F.R. §1.10 on the date indicated above and is addressed to:

MAIL STOP PCT  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450



By: Sherylyne M. Littleton

May 10, 2007

Date of Signature

**RESPONSE TO NOTICE OF MISSING REQUIREMENTS**  
**UNDER 35 U.S.C. 371**

MAIL STOP PCT  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Date: May 10, 2007  
 Docket No.: 13024-1

Sir:

In response to the Notice of Missing Requirements Under 35 U.S.C. 371 mailed April 9, 2007, and whatever extension of time is necessary to make this Response timely, Applicant respectfully submits a Declaration and Power of Attorney executed by the inventor.

Further, Applicant submits all of the drawings which have now been translated by changing the foreign text to English text. Please substitute these for the current drawings. As required by the Office, a copy of the Notice is enclosed with this Response.

The Commissioner is authorized to charge the surcharge for late submission of the Power of Attorney of \$130.00 and for the surcharge for English translation of \$130.00 and any drawing comparison fees to Deposit Account No. 50-2413 of Adams and Reese LLP. Further, the Commissioner is authorized to charge any additional fees or credit any overpayment, to Deposit Account 50-2413 of Adams and Reese LLP.

Respectfully submitted,



---

David M. Ostfeld, Reg. 27,827  
Attorney for Applicant  
Adams and Reese LLP  
4400 One Houston Center  
1221 McKinney  
Houston, Texas 77010  
(713) 308-0128

DMO:sml  
Enclosures

449424.01

05/14/2007 MKAYPAGH 00000045 502413 10584117

01 FC:1617 130.00 DA  
02 FC:1618 130.00 DA



ED 347851471 US

Mailing Label  
Label 11-B, March 2004

UNITED STATES POSTAL SERVICE®

Post Office To Addressee

## ORIGIN (POSTAL SERVICE USE ONLY)

PO ZIP Code	Day of Delivery	Postage	
	<input type="checkbox"/> Next <input type="checkbox"/> 2nd <input type="checkbox"/> 3rd Del. Day	\$	
Date Accepted	Scheduled Date of Delivery	Return Receipt Fee	
Mo. Day Year	Month Day	\$	
Time Accepted <input type="checkbox"/> AM <input type="checkbox"/> PM	Scheduled Time of Delivery	COD Fee	Insurance Fee
	<input type="checkbox"/> Noon <input type="checkbox"/> 3 PM	\$	\$
Flat Rate <input type="checkbox"/> or Weight	Military	Total Postage & Fees	
	<input type="checkbox"/> 2nd Day <input type="checkbox"/> 3rd Day	\$	
lbs. ozs.	Int'l Alpha Country Code	Acceptance Emp. Initials	

13024-1

FROM: (PLEASE PRINT) PHONE (713) 308-0128

David M. Ostfeld  
Adams and Reese LLP  
4400 One Houston Center  
1221 McKinney  
Houston, TX 77010

## FOR PICKUP OR TRACKING

Visit [www.usps.com](http://www.usps.com)

Call 1-800-222-1811



## DELIVERY (POSTAL USE ONLY)

Delivery Attempt	Time <input type="checkbox"/> AM <input type="checkbox"/> PM	Employee Signature
Mo. Day		
Delivery Attempt	Time <input type="checkbox"/> AM <input type="checkbox"/> PM	Employee Signature
Mo. Day		
Delivery Date	Time <input type="checkbox"/> AM <input type="checkbox"/> PM	Employee Signature
Mo. Day		

## CUSTOMER USE ONLY

PAYMENT BY ACCOUNT ☐ WAIVER OF SIGNATURE (Domestic Mail Only)  
Express Mail Corporate Acct. No. Additional merchandise insurance is void if customer requests waiver of signature.  
Federal Agency Acct. No. or Postal Service Acct. No. I wish delivery to be made without obtaining signature of addressee or addressee's agent (if delivery employee judges that article can be left in secure location) and I authorize that delivery employee's signature constitutes valid proof of delivery.

☐ NO DELIVERY ☐ Mailing Signature  
☐ Weekend ☐ Holiday

TO: (PLEASE PRINT) PHONE ( )

MAIL STOP PCT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA

ZIP + 4 (U.S. ADDRESSES ONLY. DO NOT USE FOR FOREIGN POSTAL CODES.)  
2 2 3 1 3 + 1 4 5 0

FOR INTERNATIONAL DESTINATIONS, WRITE COUNTRY NAME BELOW.

The stamp of the Patent and Trademark Office placed hereon acknowledges receipt of:

Applicant: Ernst-Werner Wagner Docket No. 13024-1

Filing Date: June 23, 2006 Date Mailed: May 10, 2007

Title: Inserting Method and Device for Extinguishing a Fire Serial No.: 10/584,117

- |   |   |
|---|---|
| <input type="checkbox"/> Transmittal Letter   | <input type="checkbox"/> Check No. _____ for \$ _____   |
| <input type="checkbox"/> Application  | <input type="checkbox"/> IDS, Form PTO-1449   |
| <input type="checkbox"/> Spec. _____ pages  | <input checked="" type="checkbox"/> Response to Office Action <u>Notice of Missing Requirements</u> |
| <input type="checkbox"/> Claims _____ pages   | <input type="checkbox"/> Petition for _____   |
| <input checked="" type="checkbox"/> Drawings <u>6</u> pages <u>(with English translation)</u> | <input type="checkbox"/> Notice of Appeal   |
| <input type="checkbox"/> Abstract _____ pages   | <input type="checkbox"/> Appeal Brief   |
| <input type="checkbox"/> Assignment   | <input type="checkbox"/> Amendment _____  |
| <input type="checkbox"/> Assignment Recordation Sheet   | <input type="checkbox"/> Formal Drawings _____ Sheets   |
| <input checked="" type="checkbox"/> Declaration and POA                                       | <input type="checkbox"/> Issue Fee  |
| <input type="checkbox"/> Memorandum of Art  | <input type="checkbox"/> Maintenance Fee ( _____ year)  |
| <input type="checkbox"/> IDS References _____   |   |
| <input type="checkbox"/> Cert. of Mailing, Express Mail No.: <u>ED 347851471 US</u>           |   |
| <input type="checkbox"/> Other: <u>Copy of Notice of Missing Requirements</u>                 |   |